

## NT OF COMMERCE UNITED STATES DEPART.

Patent and Trademark Office Address: ASSISTANT COMMISSIONER FOR PATENTS Washington, D.C. 20231

FIRST NAMED APPLICANT U.S. APPLICATION NO. ATTY, DOCKET NO. 146.1307 DUBOIS 09/202217 INTERNATIONAL APPLICATION NO. **CHARLES A MUSERLIAN** PCT/FR97/01023 **BIERMAN MUSERLIAN AND LUCAS** 600 THIRD AVENUE I.A. FILING DATE PRIORITY DATE NEW YORK, NY 10016 10 JUN 97 11 JUN 96 NOTIFICATION OF A DEFECTIVE OATH OR DECLARATION

This application fails to contain an oath or declaration acceptable under 35 U.S.C. 371 (c)(4) for entry into the national stage in the United States of America. The period within which to correct these requirements and avoid abandonment is set in the accompanying Office action.

A new oath or declaration, identifying this application by the international application number and international filing date is required. The oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

•
is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.  does not identify the specification to which it is directed.  does not identify the inventor(s).  does not identify the citizenship of each inventor.  does not state the person making the oath or declaration believes the named inventor or inventors to be the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought.
AILURE TO SUBMIT AN OATH ORDECLARATION IN COMPLIANCE WITH 37 CFR 1.497(a) AND (b) WITHIN HE TIME PERIOD SET WILL RESULT IN FAILURE TO ENTER THE NATIONAL STAGE AND THE BANDONMENT OF THE APPLICATION.
additionally, the oath or declaration does not comply with 37 CFR 1.63 in that it:
. does not identify the city and state or city and foreign country of residence or each inventor.
does not state that the person making the oath or declaration:
a. has reviewed and understands the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration.
<ul> <li>acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.</li> </ul>
does not identify the foreign application for patent or inventor's certificate on which priority is claimed pursuant to 37 CFR 1.55, and any foreign application having a filing date before that of the application on which priority is claimed, by specifying the application serial number, country, day, month, and year of its filing.
does not state that the person making the oath or declaration acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and filing date of the continuation in part application which discloses and claims subject matter in addition to that disclosed in the prior application (37 CFR 1.63(d)).

Paulette Kidwell, Paralegal

Telephone: (703) 305-3656